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Sandra Gillies
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    Attorney for Paulette Perry
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                   IN THE UNITED STATES DISTRICT COURT
                             DISTRICT OF NEVADA
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    PAULETTE WALKER PERRY,
10
                                   No. 2:18-cv-01573 RFB VCF
                  Petitioner,)
11
       V.
                                   REQUEST FOR AN ORDER EXCUSING
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    DWIGHT NEVEN,
                                   DEFAULT AND FOR AN EXTENSION OF
                                   TIME TO OPPOSE MOTION TO DISMISS
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                  Respondent.)
                                   PROPOSED ORDER
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         Petitioner Paulette Perry, through counsel, respectfully
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    requests this Court excuse her default and grant an extension of
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    time, up to and including January 2, 2023, to file her opposition
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    to respondent's motion to dismiss.
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                      DECLARATION OF SANDRA GILLIES
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         I, Sandra Gillies, declare:
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             I am the lawyer appointed to represent Paulette Perry in
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    this habeas proceeding. I am admitted to this Court pro hac
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    vice.
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         2. On October 24, respondent Dwight Neven filed a motion to
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    dismiss Ms. Perry's amended petition for a writ of habeas corpus.
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    I failed to calendar the date to file my opposition due to
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    workload issues.
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- Around the time respondent filed the motion, I received transcripts in some of my state appeals, including approximately a thousand pages I had requested in order to raise a Baton challenge to jury selection, along with a shorter record. Also during that time I was completing an 116 page brief in a California criminal appeal. I failed to calendar the time for responding to the motion to dismiss because of the confluence of these things.
- 4. As I was cleaning out my inbox yesterday, I pulled out the motion to dismiss and realized I missed the time for opposing.
- Since respondent filed his motion to dismiss, I have filed one opening brief in a misdemeanor appeal; three supplemental briefs and two reply brief in different felony cases; two petitions for rehearing and a petition for review in felony cases; and prepared for and argued a felony appeal.

Executed under penalty of perjury this 22nd day of November 2022 at Woodland, California.

/s/ Sandra Gillies

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CERTIFICATE OF SERVICE

States District Court, District of Nevada by using the CM/ECF

I hereby certify that on November 22, 2022, I electronically filed the foregoing with the Clerk of the Court for the United

system.

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system and include: Jessica Perlick.

I further certify that some of the participants in the case are not registered CM/ECF users. I have mailed the foregoing by First-Class Mail, postage pre-paid, or have dispatched it to a third party commercial carrier for delivery within three calendar days, to the following non-CM/ECF participants:

Paulette Perry

Florence McClure Correctional Center 4370 Smiley Road

Las Vegas, Nevada 89115-1808

/s/ Sandra Gillies

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